UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

AURORA DISTRIBUTED SOLAR, LLC, Plaintiff, -against- AKTOR S.A., Defendant.	**NOTICE OF REMOVAL** **Civ. No: __________ (___)**

PLEASE TAKE NOTICE that Defendant AKTOR S.A. ("AKTOR") hereby removes the state court action described below to the United States District Court for the Southern District of New York.

1. On February 8, 2017, an action was commenced in the Supreme Court of the State of New York, entitled Aurora Distributed Solar, LLC v. AKTOR S.A., index number 650724/2017. ("State Court Action") True and correct copies of all pleadings, process, papers and orders filed in connection with the State Court Action are attached hereto as Exhibit A.

2. On February 27, 2017, Defendant AKTOR acknowledged service of the summons and complaint in the State Court Action. A true and correct copy of the acknowledgement of service is attached hereto as Exhibit B.

3. This Notice is filed prior to the expiration of thirty days from the date of service of the initial pleading filed in the State Court Action.

4. A copy of this Notice will be filed with the state court from where removal has been taken and a copy will be given to counsel for the Plaintiff.

5. This Court has jurisdiction over this action pursuant to 28 U.S.C. § 1332(a)(3) because it is between a citizen of different States and a citizen of a foreign state and the amount in controversy exceeds $75,000.

6. Plaintiff Aurora Distributed Solar, LLC ("Aurora") is a citizen of both Delaware and Massachusetts because it is incorporated in Delaware and has its principal place of business in Massachusetts. (28 U.S.C. § 1332(c)(1).)

7. Defendant AKTOR is a citizen of Greece because it is incorporated in Greece and has its worldwide principal place business there.

8. By this action, Aurora seeks monetary damages in excess of $24 million as a result of AKTOR's alleged breach of a guaranty agreement.

9. The damages sought in this action are duplicative of a counter-demand filed by Aurora in a JAMS arbitration between AKTOR's wholly-owned subsidiary, Biosar America, LLC, and Aurora.

10. Venue is proper in this District pursuant to 28 U.S.C. § 1441(a) because the United States District Court for the Southern District of New York is the district and division within which the state court lawsuit is currently pending.

11. Pursuant to Federal Rule of Civil Procedure 7.1, Defendant has filed a Civil Cover Sheet and a Disclosure Statement with the Clerk of this Court.

12. Based on the facts set forth above in Paragraphs 6 through 8, this is an action between a citizen of different States and a citizen of a foreign state in which the amount in controversy exceeds $75,000.

13. Therefore, this action is one over which this Court has jurisdiction pursuant to 28 U.S.C. § 1332(a)(3) and is one which may be removed to this Court by defendant pursuant to the provisions of 28 U.S.C. §1441(a).

Dated: March 20, 2017
New York, New York

NIXON PEABODY LLP

By: *__/s/ Daniel J. Hurteau__*

Daniel J. Hurteau, Esq.
677 Broadway, 10th Floor
Albany, New York 12207
Phone: (518) 427-2650

Attorneys for Defendant